

# HOUSE . . . . . No. 1936

---

By Mr. Costello of Newburyport, petition of Michael A. Costello for legislation to further define the term “lodging house”. Public Safety and Homeland Security.

---

## The Commonwealth of Massachusetts

---

In the Year Two Thousand and Five.

---

AN ACT FURTHER DEFINING THE TERM LODGING HOUSE.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1     SECTION 1. Chapter 140 of the General Laws, as appearing in  
2     the 2000 Official Edition, is hereby amended by striking out  
3     section 22 and inserting in place thereof the following section:

4     Section 22. “Lodging house”, as used in sections twenty-two to  
5     thirty-one, inclusive, shall mean a house where lodgings are let to  
6     four or more persons not within the second degree of kindred to  
7     the person conducting it, and shall include fraternity houses and  
8     dormitories of educational institutions, but shall not include dor-  
9     mitories of charitable or philanthropic institutions or convalescent  
10    or nursing homes licensed, or group residences licensed or regu-  
11    lated by agencies of the commonwealth under section seventy-one  
12    of chapter one hundred and eleven or rest homes so licensed, or  
13    self-governing, self-supporting sober houses for recovering sub-  
14    stance abusers operated under the so-called Oxford House model.

1     SECTION 2. Chapter 148 of the General Laws, as appearing in  
2     the 2000 Official Edition, is hereby amended by deleting the  
3     second paragraph of section 26H and inserting in place thereof the  
4     following paragraph:

5     For the purpose of this section “lodging house” or “boarding  
6     house” shall mean a house where lodgings are let to six or more  
7     persons not within the second degree of kindred to the person con-  
8     ducting it, but shall not include fraternity houses or dormitories,  
9     rest homes or group residences licensed or regulated by agencies

10 of the commonwealth, or self-governing, self-supporting sober  
11 houses for recovering substance abusers operated under the so-  
12 called Oxford House model.